

SECOND REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

# HOUSE BILL NO. 1498

## 96TH GENERAL ASSEMBLY

5490L.02P

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal sections 311.087, 311.089, 311.090, 311.093, 311.097, 311.098, 311.102, 311.104, 311.174, 311.176, 311.178, 311.273, 311.293, 311.481, 311.485, and 311.486, RSMo, and to enact in lieu thereof nine new sections relating to sales of intoxicating liquor.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 311.087, 311.089, 311.090, 311.093, 311.097, 311.098, 311.102, 2 311.104, 311.174, 311.176, 311.178, 311.273, 311.293, 311.481, 311.485, and 311.486, RSMo, 3 are repealed and nine new sections enacted in lieu thereof, to be known as sections 311.089, 4 311.090, 311.174, 311.176, 311.178, 311.205, 311.293, 311.485, and 311.486, to read as 5 follows:

311.089. Any establishment possessing or qualifying for a license to sell intoxicating 2 liquor by the drink at retail in any city not within a county, any home rule city with more than 3 four hundred thousand inhabitants and located in more than one county and if such establishment 4 is also located in a resort area, convention trade area, or enterprise zone area, the establishment 5 may apply for a Sunday by-the-drink license between the hours of 9:00 a.m. and midnight on 6 Sunday. [The business establishment's annual gross receipts for the year immediately preceding 7 the application for the Sunday by-the-drink license shall not have been less than one hundred 8 fifty thousand dollars of which at least sixty thousand dollars of such gross receipts is in 9 nonalcoholic sales. Any new licensee possessing a license to sell intoxicating liquor by the drink 10 at retail may apply for a temporary Sunday by-the-drink license and shall show a projection of 11 annual gross receipts of not less than one hundred fifty thousand dollars of which at least sixty 12 thousand dollars of such gross receipts is in nonalcoholic sales.] The license fee for such Sunday

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

13 by-the-drink license shall be six hundred dollars per year. The license fee shall be prorated for  
14 the period of the license based on the cost of the annual license for the establishment.

311.090. 1. Any person who possesses the qualifications required by this chapter, and  
2 who meets the requirements of and complies with the provisions of this chapter, and the  
3 ordinances, rules and regulations of the incorporated city in which such licensee proposes to  
4 operate his business, may apply for, and the supervisor of [liquor] **alcohol and tobacco** control  
5 may issue, a license to sell intoxicating liquor, as defined in this chapter, by the drink at retail  
6 for consumption on the premises described in the application; provided, that no license shall be  
7 issued for the sale of intoxicating liquor, other than malt liquor containing alcohol not in excess  
8 of five percent by weight, and light wines containing not in excess of fourteen percent of alcohol  
9 by weight made exclusively from grapes, berries and other fruits and vegetables, by the drink at  
10 retail for consumption on the premises where sold to any person other than a charitable, fraternal,  
11 religious, service or veterans' organization which has obtained an exemption from the payment  
12 of federal income taxes as provided in section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(7),  
13 501(c)(8), 501(c)(10), 501(c)(19), or 501(d) of the United States Internal Revenue Code of 1954,  
14 as amended, in any incorporated city having a population of less than nineteen thousand five  
15 hundred inhabitants, until the sale of such intoxicating liquor, by the drink at retail for  
16 consumption on the premises where sold, shall have been authorized by a vote of the majority  
17 of the qualified voters of the city. Such authority shall be determined by an election to be held  
18 in those cities having a population of less than nineteen thousand five hundred inhabitants as  
19 determined by the last preceding federal decennial census, under the provisions and methods set  
20 out in this chapter. Once such licenses are issued in a city with a population of at least nineteen  
21 thousand five hundred inhabitants, any subsequent loss of population shall not require the  
22 qualified voters of such a city to approve the sale of such intoxicating liquor prior to the issuance  
23 or renewal of such licenses. No license shall be issued for the sale of intoxicating liquor, other  
24 than malt liquor containing alcohol not in excess of five percent by weight, and light wines  
25 containing not in excess of fourteen percent of alcohol by weight made exclusively from grapes,  
26 berries and other fruits and vegetables, by the drink at retail for consumption on the premises  
27 where sold, outside the limits of such incorporated cities unless the licensee is a charitable,  
28 fraternal, religious, service or veterans' organization which has obtained an exemption from the  
29 payment of federal income taxes as provided in section 501(c)(3), 501(c)(4), 501(c)(5),  
30 501(c)(7), 501(c)(8), 501(c)(10), 501(c)(19), or 501(d) of the United States Internal Revenue  
31 Code of 1954, as amended.

32 2. [Notwithstanding any other provisions of this chapter to the contrary, any charitable,  
33 fraternal, religious, service or veterans' organization which has obtained an exemption from the  
34 payment of federal income taxes as provided in section 501(c)(3), 501(c)(4), 501(c)(5),

35 501(c)(7), 501(c)(8), 501(c)(10), 501(c)(19), or 501(d) of the United States Internal Revenue  
36 Code of 1954, as amended, may apply for, and the supervisor of liquor control may issue, a  
37 license to sell intoxicating liquor, as defined in this chapter, between the hours of 9:00 a.m. on  
38 Sunday and midnight on Sunday by the drink at retail for consumption on the premises described  
39 in the application. The authority for the collection of fees by cities and counties as provided in  
40 section 311.220, and all other laws and regulations of the state relating to the sale of liquor by  
41 the drink for consumption on the premises where sold, shall apply to organizations licensed  
42 under this subsection in the same manner as they apply to establishments licensed under  
43 subsection 1 of this section and sections 311.085 and 311.095. In addition to all other fees  
44 required by law, an organization licensed under this section shall pay an additional fee of two  
45 hundred dollars a year payable at the same time and in the same manner as its other license fees.

46 3.] If any charitable, fraternal, religious, service, or veterans' organization has a license  
47 to sell intoxicating liquor on its premises pursuant to this section and such premises includes two  
48 or more buildings in close proximity, such permit shall be valid for the sale of intoxicating liquor  
49 at any such building.

311.174. 1. Any person possessing the qualifications and meeting the requirements of  
2 this chapter who is licensed to sell intoxicating liquor by the drink at retail for consumption on  
3 the premises in a city with a population of at least four thousand inhabitants which borders the  
4 Missouri River and also borders a city with a population of over three hundred thousand  
5 inhabitants located in at least three counties, in a city with a population of over three hundred  
6 thousand which is located in whole or in part within a first class county having a charter form  
7 of government or in a first class county having a charter form of government which contains all  
8 or part of a city with a population of over three hundred thousand inhabitants, may apply to the  
9 supervisor of [liquor] **alcohol and tobacco** control for a special permit to remain open on each  
10 day of the week until 3:00 a.m. of the morning of the following day; except that, an entity exempt  
11 from federal income taxes under Section 501(c)(7) of the Internal Revenue Code of 1986, as  
12 amended, and located in a building designated as a National Historic Landmark by the United  
13 States Department of the Interior may apply for a license to remain open until 6:00 a.m. of the  
14 following day. The time of opening on Sunday may be [11:00] **9:00** a.m. The provisions of this  
15 section and not those of section 311.097 regarding the time of closing shall apply to the sale of  
16 intoxicating liquor by the drink at retail for consumption on the premises on Sunday. When the  
17 premises of such an applicant is located in a city as defined in this section, then the premises  
18 must be located in an area which has been designated as a convention trade area by the governing  
19 body of the city. When the premises of such an applicant is located in a county as defined in this  
20 section, then the premises must be located in an area which has been designated as a convention  
21 trade area by the governing body of the county.

22           2. An applicant granted a special permit under this section shall in addition to all other  
23 fees required by this chapter pay an additional fee of three hundred dollars a year payable at the  
24 time and in the same manner as its other license fees.

25           3. The provisions of this section allowing for extended hours of business shall not apply  
26 in any incorporated area wholly located in any first class county having a charter form of  
27 government which contains all or part of a city with a population of over three hundred thousand  
28 inhabitants until the governing body of such incorporated area shall have by ordinance or order  
29 adopted the extended hours authorized by this section.

          311.176. 1. Any person possessing the qualifications and meeting the requirements of  
2 this chapter who is licensed to sell intoxicating liquor by the drink at retail for consumption on  
3 the premises in a city not located within a county, may apply to the supervisor of [liquor] **alcohol**  
4 **and tobacco** control for a special permit to remain open on each day of the week until 3:00 a.m.  
5 of the morning of the following day. The time of opening on Sunday may be [8:00] **9:00** a.m.  
6 The provisions of this section and not those of section 311.097 regarding the time of closing  
7 shall apply to the sale of intoxicating liquor by the drink at retail for consumption on the  
8 premises on Sunday. To qualify for such a permit, the premises of such an applicant must be  
9 located in an area which has been designated as a convention trade area by the governing body  
10 of the city and the applicant must meet at least one of the following conditions:

11           (1) The business establishment's annual gross sales for the year immediately preceding  
12 the application for extended hours equals one hundred fifty thousand dollars or more; or

13           (2) The business is a resort. For purposes of this section, a "resort" is defined as any  
14 establishment having at least sixty rooms for the overnight accommodation of transient guests  
15 and having a restaurant located on the premises.

16           2. An applicant granted a special permit pursuant to this section shall, in addition to all  
17 other fees required by this chapter, pay an additional fee of three hundred dollars a year payable  
18 at the time and in the same manner as its other license fees.

          311.178. 1. Any person possessing the qualifications and meeting the requirements of  
2 this chapter who is licensed to sell intoxicating liquor by the drink at retail for consumption on  
3 the premises in a county of the first classification having a charter form of government and not  
4 containing all or part of a city with a population of over three hundred thousand may apply to the  
5 supervisor of [liquor] **alcohol and tobacco** control for a special permit to remain open on each  
6 day of the week until 3:00 a.m. of the morning of the following day. The time of opening on  
7 Sunday may be [11:00] **9:00** a.m. The provisions of this section and not those of section 311.097  
8 regarding the time of closing shall apply to the sale of intoxicating liquor by the drink at retail  
9 for consumption on the premises on Sunday. The premises of such an applicant shall be located

10 in an area which has been designated as a convention trade area by the governing body of the  
11 county and the applicant shall meet at least one of the following conditions:

12 (1) The business establishment's annual gross sales for the year immediately preceding  
13 the application for extended hours equals one hundred fifty thousand dollars or more; or

14 (2) The business is a resort. For purposes of this subsection, a "resort" is defined as any  
15 establishment having at least sixty rooms for the overnight accommodation of transient guests  
16 and having a restaurant located on the premises.

17 2. Any person possessing the qualifications and meeting the requirements of this chapter  
18 who is licensed to sell intoxicating liquor by the drink at retail for consumption on the premises  
19 in a county of the third classification without a township form of government having a  
20 population of more than twenty-three thousand five hundred but less than twenty-three thousand  
21 six hundred inhabitants, a county of the third classification without a township form of  
22 government having a population of more than nineteen thousand three hundred but less than  
23 nineteen thousand four hundred inhabitants or a county of the first classification without a charter  
24 form of government with a population of at least thirty-seven thousand inhabitants but not more  
25 than thirty-seven thousand one hundred inhabitants may apply to the supervisor of [liquor]  
26 **alcohol and tobacco** control for a special permit to remain open on each day of the week until  
27 3:00 a.m. of the morning of the following day. The time of opening on Sunday may be [11:00]  
28 **9:00** a.m. The provisions of this section and not those of section 311.097 regarding the time of  
29 closing shall apply to the sale of intoxicating liquor by the drink at retail for consumption on the  
30 premises on Sunday. The applicant shall meet all of the following conditions:

31 (1) The business establishment's annual gross sales for the year immediately preceding  
32 the application for extended hours equals one hundred thousand dollars or more;

33 (2) The business is a resort. For purposes of this subsection, a "resort" is defined as any  
34 establishment having at least seventy-five rooms for the overnight accommodation of transient  
35 guests, having at least three thousand square feet of meeting space and having a restaurant  
36 located on the premises; and

37 (3) The applicant shall develop, and if granted a special permit shall implement, a plan  
38 ensuring that between the hours of 1:30 a.m. and 3:00 a.m. no sale of intoxicating liquor shall  
39 be made except to guests with overnight accommodations at the licensee's resort. The plan shall  
40 be subject to approval by the supervisor of [liquor] **alcohol and tobacco** control and shall  
41 provide a practical method for the division of [liquor] **alcohol and tobacco** control and other law  
42 enforcement agencies to enforce the provisions of subsection 3 of this section.

43 3. While open between the hours of 1:30 a.m. and 3:00 a.m. under a special permit  
44 issued pursuant to subsection 2 of this section, it shall be unlawful for a licensee or any employee

45 of a licensee to sell intoxicating liquor to or permit the consumption of intoxicating liquor by any  
46 person except a guest with overnight accommodations at the licensee's resort.

47 4. An applicant granted a special permit pursuant to this section shall, in addition to all  
48 other fees required by this chapter, pay an additional fee of three hundred dollars a year payable  
49 at the time and in the same manner as its other license fees.

50 5. The provisions of this section allowing for extended hours of business shall not apply  
51 in any incorporated area wholly located in any county of the first classification having a charter  
52 form of government which does not contain all or part of a city with a population of over three  
53 hundred thousand inhabitants until the governing body of such incorporated area shall have by  
54 ordinance or order adopted the extended hours authorized by this section.

**311.205. 1. Any person licensed to sell liquor at retail by the drink for consumption  
2 on the premises where sold may use a table tap dispensing system to allow patrons of the  
3 licensee to dispense beer at a table. Before a patron may dispense beer, an employee of the  
4 licensee must first authorize an amount of beer, not to exceed thirty-two ounces per patron  
5 per authorization, to be dispensed by the table tap dispensing system.**

6 **2. No provision of law or rule or regulation of the supervisor shall be interpreted  
7 to allow any wholesaler, distributor, or manufacturer of intoxicating liquor to furnish table  
8 tap dispensing or cooling equipment or provide services for the maintenance, sanitation,  
9 or repair of table tap dispensing systems.**

311.293. 1. [Notwithstanding the provisions of any law to the contrary,] **Except for any  
2 establishment that may apply for a license under section 311.089,** any person possessing the  
3 qualifications and meeting the requirements of this chapter, who is licensed to sell intoxicating  
4 liquor [in the original package] at retail [pursuant to section 311.200], may apply to the  
5 supervisor of alcohol and tobacco control for a special license to sell intoxicating liquor [in the  
6 original package] at retail between the hours of 9:00 a.m. and midnight on Sundays. A licensee  
7 under this section shall pay to the director of revenue an additional fee of two hundred dollars  
8 a year payable at the same time and in the same manner as its other license fees.

9 2. In addition to any fee collected pursuant to section 311.220, a city or county may  
10 charge and collect an additional fee not to exceed three hundred dollars from any licensee under  
11 this section for the privilege of selling intoxicating liquor [in the original package] at retail  
12 between the hours of 9:00 a.m. and midnight on Sundays in such city or county; however the  
13 additional fee shall not exceed the fee charged by that city or county for a special license issued  
14 pursuant to any provision of this chapter which allows a licensee to sell intoxicating liquor by  
15 the drink for consumption on the premises of the licensee on Sundays.

16 **3. The provisions of this section regarding the time of closing shall not apply to any  
17 person who possesses a special permit issued under section 311.174, 311.176, or 311.178.**

311.485. 1. The supervisor of liquor control may issue a temporary permit to caterers and other persons holding licenses to sell intoxicating liquor[, including intoxicating liquor in the original package,] by the drink at retail for consumption on the premises pursuant to the provisions of this chapter who furnish provisions and service for use at a particular function, occasion or event at a particular location other than the licensed premises, but not including a festival as defined in chapter 316. The temporary permit shall be effective for a period not to exceed one hundred sixty-eight consecutive hours, and shall authorize the service of alcoholic beverages at such function, occasion or event during the hours at which alcoholic beverages may lawfully be sold or served upon premises licensed to sell alcoholic beverages for on-premises consumption. For every permit issued pursuant to the provisions of this section, the permittee shall pay to the director of revenue the sum of ten dollars for each calendar day, or fraction thereof, for which the permit is issued.

2. Except as provided in subsection 3 of this section, all provisions of the liquor control law and the ordinances, rules and regulations of the incorporated city, or the unincorporated area of any county, in which is located the premises in which such function, occasion or event is held shall extend to such premises and shall be in force and enforceable during all the time that the permittee, its agents, servants, employees, or stock are in such premises. **This temporary permit shall allow the sale of intoxicating liquor in the original package.**

3. Notwithstanding any other law to the contrary, any caterer who possesses a valid state and valid local liquor license may deliver alcoholic beverages in the course of his or her catering business. A caterer who possesses a valid state and valid local liquor license need not obtain a separate license for each city the caterer delivers in, so long as such city permits any caterer to deliver alcoholic beverages within the city.

4. To assure and control product quality, wholesalers may, but shall not be required to, give a retailer credit for intoxicating liquor with an alcohol content of less than five percent by weight delivered and invoiced under the catering permit number, but not used, if the wholesaler removes the product within seventy-two hours of the expiration of the catering permit issued pursuant to this section.

311.486. 1. The supervisor of alcohol and tobacco control may issue a special license to caterers and other persons holding licenses to sell intoxicating liquor[, including intoxicating liquor in the original package,] by the drink at retail for consumption on the premises pursuant to the provisions of this chapter who furnish provisions and service for use at a particular function, occasion, or event at a particular location other than the licensed premises, but not including a festival as defined in chapter 316. The special license shall be effective for a maximum of fifty days during any year, and shall authorize the service of alcoholic beverages at such function, occasion, or event during the hours at which alcoholic beverages may lawfully

9 be sold or served upon premises licensed to sell alcoholic beverages for on-premises  
10 consumption. For every special license issued pursuant to the provisions of this subsection, the  
11 licensee shall pay to the director of revenue the sum of five hundred dollars a year payable at the  
12 same time and in the same manner as its other license fees.

13 2. The supervisor of alcohol and tobacco control may issue a special license to caterers  
14 and other persons holding licenses to sell intoxicating liquor by the drink at retail for  
15 consumption on the premises pursuant to the provisions of this chapter who furnish provisions  
16 and service for use at a particular function, occasion, or event at a particular location other than  
17 the licensed premises, but not including a festival as defined in chapter 316. The special license  
18 shall be effective for an unlimited number of functions during the year, and shall authorize the  
19 service of alcoholic beverages at such function, occasion, or event during the hours at which  
20 alcoholic beverages may lawfully be sold or served upon premises licensed to sell alcoholic  
21 beverages for on-premises consumption. For every special license issued pursuant to the  
22 provisions of this subsection, the licensee shall pay to the director of revenue the sum of one  
23 thousand dollars a year payable at the same time and in the same manner as its other license fees.

24 3. Caterers issued a special license pursuant to subsections 1 and 2 of this section shall  
25 report to the supervisor of alcohol and tobacco control the location of each function three  
26 business days in advance. The report of each function shall include permission from the property  
27 owner and city, description of the premises, and the date or dates the function will be held.

28 4. Except as provided in subsection 5 of this section, all provisions of the liquor control  
29 law and the ordinances, rules and regulations of the incorporated city, or the unincorporated area  
30 of any county, in which is located the premises in which such function, occasion, or event is held  
31 shall extend to such premises and shall be in force and enforceable during all the time that the  
32 licensee, its agents, servants, employees, or stock are in such premises. **Any special license  
33 issued under this section shall allow the sale of intoxicating liquor in the original package.**

34 5. Notwithstanding any other law to the contrary, any caterer who possesses a valid state  
35 and valid local liquor license may deliver alcoholic beverages, in the course of his or her catering  
36 business. A caterer who possesses a valid state and valid local liquor license need not obtain a  
37 separate license for each city the caterer delivers in, so long as such city permits any caterer to  
38 deliver alcoholic beverages within the city.

39 6. To assure and control product quality, wholesalers may, but shall not be required to,  
40 give a retailer credit for intoxicating liquor with an alcohol content of less than five percent by  
41 weight delivered and invoiced under the catering license number, but not used, if the wholesaler  
42 removes the product within seventy-two hours of the expiration of the catering function.

2 [311.087. Notwithstanding any other provisions of this chapter to the  
3 contrary, any person who possesses the qualifications required by this chapter and  
who meets the requirements of and complies with the provisions of this chapter



4 may apply for, and the supervisor of alcohol and tobacco control may issue, a  
5 license to sell intoxicating liquor by the drink at retail for consumption on the  
6 premises of any wine shop, as defined in this section, between the hours of 10:00  
7 a.m. on Sunday and 10:00 p.m. on Sunday. As used in this section, the term  
8 "wine shop" means any establishment that uses automated wine dispensing  
9 equipment to dispense wine tastings by the glass at retail for consumption on the  
10 premises where sold, so long as at least fifty percent of the total sales of the wine  
11 shop are from package sales. In addition to all other fees required by law, an  
12 applicant granted a special license under this section shall pay an additional fee  
13 of two hundred dollars a year payable at the time and in the same manner as its  
14 other license fees.]  
15

2 [311.093. Notwithstanding any other law to the contrary, any dance  
3 ballroom that is at least fifty years old, located in a business district of a city not  
4 within a county, with a seating capacity of at least six hundred persons, and with  
5 a dance floor of at least four thousand eight hundred square feet may apply to the  
6 supervisor of liquor control for a special license to sell intoxicating liquor by the  
7 drink at retail on the premises between the hours of 11:00 a.m. and midnight on  
8 Sundays. In addition to all other fees required by law, an applicant granted a  
9 special license under this section shall pay an additional fee of two hundred  
10 dollars a year payable at the time and in the same manner as its other license  
11 fees.]

2 [311.097. 1. Notwithstanding any other provisions of this chapter to the  
3 contrary, any person who possesses the qualifications required by this chapter,  
4 and who now or hereafter meets the requirements of and complies with the  
5 provisions of this chapter, may apply for, and the supervisor of control may issue,  
6 a license to sell intoxicating liquor, as in this chapter defined, between the hours  
7 of 9:00 a.m. on Sunday and midnight on Sunday by the drink at retail for  
8 consumption on the premises of any restaurant bar as described in the application  
9 or on the premises of any establishment having at least forty rooms for the  
10 overnight accommodations of transient guests. As used in this section, the term  
11 "restaurant bar" means any establishment having a restaurant or similar facility  
12 on the premises at least fifty percent of the gross income of which is derived from  
13 the sale of prepared meals or food consumed on such premises or which has an  
14 annual gross income of at least two hundred thousand dollars from the sale of  
15 prepared meals or food consumed on such premises.

16 2. The authority for the collection of fees by cities and counties as  
17 provided in section 311.220, and all other laws and regulations of the state  
18 relating to the sale of liquor by the drink for consumption on the premises where  
19 sold, shall apply to a restaurant bar or on the premises of any establishment  
20 having at least forty rooms for the overnight accommodations of transient guests  
in the same manner as they apply to establishments licensed under sections

311.085, 311.090 and 311.095, and in addition to all other fees required by law, a restaurant bar or on the premises of any establishment having at least forty rooms for the overnight accommodations of transient guests shall pay an additional fee of two hundred dollars a year payable at the same time and in the same manner as its other license fees.

3. Any new restaurant bar having been in operation for less than ninety days may be issued a temporary license to sell intoxicating liquor by the drink at retail for consumption on the premises between the hours of 9:00 a.m. and midnight on Sunday for a period not to exceed ninety days if the restaurant bar can show a projection of annual business from prepared meals or food consumed on the premises of at least fifty percent of the total gross income of the restaurant bar for the year or can show a projection of annual business from prepared meals or food consumed on the premises which would exceed not less than two hundred thousand dollars. The license fee shall be prorated for the period of the temporary license based on the cost of the annual license for the establishment.

4. In counties of the first class having a charter form of government and which contain all or a part of a city having a population of at least three hundred fifty thousand, any restaurant bar licensed under the provisions of this section which is located on the grounds of a sports stadium primarily used for professional sporting events may sell intoxicating liquor by the drink at retail for consumption within the premises of the restaurant bar on Sunday between the hours of 8:00 a.m. and 12:00 midnight notwithstanding the hours of limitation set forth in subsection 1 of this section.

5. The provisions of this section regarding the time of closing shall not apply to any person who possesses a special permit issued under section 311.174, 311.176, or 311.178.]

[311.098. 1. Notwithstanding any other provisions of this chapter to the contrary, any person who possesses the qualifications required by this chapter, and who now or hereafter meets the requirements of and complies with the provisions of this chapter, may apply for, and the supervisor of alcohol and tobacco control may issue, a license to sell intoxicating liquor, as defined in this chapter, between the hours of 9:00 a.m. and midnight on Sunday by the drink at retail for consumption on the premises of any amusement place as described in the application. As used in this section the term "amusement place" means any establishment whose business building contains a square footage of at least six thousand square feet, and where games of skill commonly known as billiards, volleyball, indoor golf, bowling or soccer are usually played, or has a dance floor of at least two thousand five hundred square feet, or any outdoor golf course with a minimum of nine holes, and which has annual gross receipts of at least one hundred thousand dollars of which at least fifty thousand dollars of such gross receipts is in nonalcoholic sales.

2. The authority for the collection of fees by cities and counties as provided in section 311.220, and all other laws and regulations of the state relating to the sale of liquor by the drink for consumption on the premises where sold, shall apply to an amusement place in the same manner as they apply to establishments licensed under sections 311.085, 311.090 and 311.095, and in addition to all other fees required by law, an amusement place shall pay an additional fee of two hundred dollars a year payable at the same time and in the same manner as its other fees.

3. Any new amusement place having been in operation for less than ninety days may be issued a temporary license to sell intoxicating liquor by the drink at retail for consumption on the premises between the hours of 9:00 a.m. and midnight on Sunday for a period not to exceed ninety days if the amusement place can show a projection of gross receipts of at least one hundred thousand dollars of which at least fifty thousand dollars of such gross receipts are in nonalcoholic sales for the first year of operation. The license fee shall be prorated for the period of the temporary license based on the cost of the annual license for the establishment.]

[311.102. 1. Notwithstanding any other provisions of this chapter to the contrary, any person who possesses the qualifications required by this chapter, and who meets the requirements of and complies with the provisions of this chapter may apply for, and the supervisor of alcohol and tobacco control may issue, a license to sell intoxicating liquor by the drink at retail for consumption on the premises of any place of entertainment, as defined in this section, between the hours of 9:00 a.m. on Sunday and midnight on Sunday. As used in this section, the term "place of entertainment" means any establishment located in a city not within a county or in a county of the first classification having a charter form of government with a population of at least nine hundred thousand or more inhabitants or in a county of the first classification having a charter form of government containing any portion of a city with a population of three hundred eighty thousand or more or in any city with a population of three hundred eighty thousand or more which is located in more than one county which has gross annual sales in excess of two hundred fifty thousand dollars and the establishment has been in operation for at least one year.

2. The authority for the collection of fees by cities and counties as provided in section 311.220, and all other laws and regulations of the state relating to the sale of liquor by the drink for consumption on the premises where sold, shall apply to a place of entertainment in the same manner as they apply to establishments licensed pursuant to sections 311.085, 311.090, and 311.095, and in addition to all other fees required by law, a place of entertainment shall pay an additional fee of two hundred dollars a year payable at the same time and in the same manner as its other license fees.]

2 [311.104. 1. Notwithstanding any other provisions of this chapter to the  
3 contrary, any person who possesses the qualifications required by this chapter and  
4 who meets the requirements of and complies with the provisions of this chapter  
5 may apply for, and the supervisor of alcohol and tobacco control may issue, a  
6 license to sell intoxicating liquor by the drink at retail for consumption on the  
7 premises of any place of entertainment, as defined in this section, between the  
8 hours of 9:00 a.m. on Sunday and midnight on Sunday. As used in this section,  
9 the term "place of entertainment" means any establishment located in a county  
10 with a charter form of government and with more than two hundred fifty  
11 thousand but fewer than three hundred fifty thousand inhabitants which has gross  
12 annual sales in excess of one hundred fifty thousand dollars and the establishment  
has been in operation for at least one year.

13 2. The authority for the collection of fees by cities and counties as  
14 provided in section 311.220, and all other laws and regulations of the state  
15 relating to the sale of liquor by the drink for consumption on the premises where  
16 sold, shall apply to a place of entertainment in the same manner as they apply to  
17 establishments licensed pursuant to sections 311.085, 311.090, and 311.095, and  
18 in addition to all other fees required by law, a place of entertainment shall pay an  
19 additional fee of two hundred dollars a year payable at the same time and in the  
20 same manner as its other license fees.]  
21

2 [311.273. 1. Notwithstanding the provisions of section 311.270, or any  
3 other provision of law to the contrary, any person, firm, or corporation holding  
4 a license to sell malt liquor only may apply for a special license to sell malt liquor  
5 or beer containing not in excess of five percent alcohol by weight on Sunday in  
6 sports stadiums primarily used for professional sporting events, in cities not  
within a county.

7 2. The license shall be issued by the supervisor of liquor control upon the  
8 payment of an additional license fee of three hundred dollars per year.

9 3. The special license shall allow such person, firm, or corporation to sell  
10 malt liquor or beer containing not in excess of five percent alcohol by weight, for  
11 on-premises consumption only, for a period starting at 11:00 a.m. on Sundays,  
12 and ending at 1:30 a.m. on the following Monday.

13 4. Nothing in this section shall be construed to permit the special licensee  
14 to sell such malt liquor or beer for off-premises consumption.]  
15

2 [311.481. 1. Notwithstanding any other provisions of this chapter to the  
3 contrary, any person who possesses the qualifications required by this chapter,  
4 and who now or hereafter meets the requirements of and complies with the  
5 provisions of this chapter, may apply for, and the supervisor of liquor control may  
6 issue, a license to sell intoxicating liquor, as defined in this chapter, by the drink  
7 between the hours of 11:00 a.m. on Sunday and midnight on Sunday at retail for  
consumption on the premises of any airline club as described in the application.

8       As used in this section, the term "airline club" shall mean an establishment  
9       located within an international airport and owned, leased, or operated by or on  
10      behalf of an airline, as a membership club and special services facility for  
11      passengers of such airline.

12           2. The authority for the collection of fees by cities and counties as  
13      provided in section 311.220, and all other laws and regulations of the state  
14      relating to the sale of liquor by the drink for consumption on the premises where  
15      sold, shall apply to each airline club in the same manner as they apply to  
16      establishments licensed pursuant to sections 311.085, 311.090 and 311.095, and  
17      in addition to all other fees required by law, a person licensed pursuant to this  
18      section shall pay an additional fee of two hundred dollars a year payable at the  
19      same time and in the same manner as its other fees; except that the requirements  
20      other than fees pertaining to the sale of liquor by the drink on Sunday shall not  
21      apply.]

✓